The English riparian monster that has worked such sad havoc with the irrigation interests of California, has at last been wiped out by an Act of the Legislature. The Post says that the passage of this single bill will atone for all the sins of the Legislature, and had it passed no other Act it could have gone back to the people to be welcomed. It has always been a reproach to the Bench of California that it sanctioned the saddling of this ill-fitting law of England upon the Pacific Coast. The Supreme Bench of this State some years ago decided that the riparian law of England did not hold in Nevada, but subsequently it invoked the English law in more recent decisions, following in the wake of the Supreme Court of California. Now that the doctrine of riparian ownership no longer holds in California, it will doubtless be discarded by our Supreme Court-

An effort was several times made to pass bills in the last Legislature of this State relative to water rights, and tending to the abolition of riparian ownership. No such laws were passed, however. The instant such a bill made its appearance some one would look wise, talk about "vested rights" and make an objection to "any change." The idea of changing any old established California and Farm Produce. condition, no matter how absurd, was something regarded with a holy horror by a majority of the members.

Senator Poujade fought all water legislation, and Senator Foley strenuously advocated the passage of water laws, which were badly needed in this State.

Both these gentlemen are candidates for Congress, and the APPEAL proposes to keep before the people of Nevada the records of all aspirants for high office, and keep the voters posted as to how they stood on the question of irrigation, a question all-important to this State. A man who is not broad enough to legislate on these subjects has no right to ask the people for high office. The Supreme Beach must also be willing to deal intelligently with this question. It must deal with it from a common sense standpoint, upon a basis of Justice and equity between man and man, and not retard the progress of State developement by trifling technicalities. If the Supreme Bench of Nevada cannot adjust itself to the progress of the times, to justice and common sense, it must step down and make way for men who can handle these questions with fairness and intelligence.

We must no longer ask ourselves what is good for England, but what is good for Nevada. The next man who asks for the nomination of Supreme Judge must be in a position to submit his record on these matters to the people for inspection.

### THE LOTTERY BILL.

Today the time for acting on the Lottery Bill will have passed at midnight. The fact that the Governor has kept the bill so long renders it almost certain that it will be vetoed. The idea that he will allow it to become a law by default is all nonsense.

He is a man of plenty of back bone and for the last ten days has been gathering all the legal information possible, on the constitutionality of the act. He has listened patiently to everyone who has had anything to offer on the subject and wants to be certain that he is right before he acts. In case the bill is vetoed, which is quite probable, it will come before the next Legislature just as it would have come before the last one, had it been vetoed before the expiration of the session. This would be its natural course any how as the act would not take effect before the Constitutional Amendment is twice voted on.

The amendment will come before the people at the general election, and then before the Legislature. It will require a majority to pass the amendment, and a two-thirds majority to pass the Lottery bill. If the two-thirds vote fails, another bill can be drawn and passed by majority vote.

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# RERGMAN'S BOMB SHELL A. C. HOFER&BRO.

A. Bergman is about t go to San Francisco to purchase new Spring goods. On hi return this space will contain his new announcement.

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